

The Investigative Committee of the Georgia Board of Nursing met Thursday, July 6, 2017 via conference call at the Professional Licensing Boards Division of the Secretary of State located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, JULY 6, 2017

MEMBERS PRESENT

Nancy Barton, RN, MSN
Dellarie Shilling, RN, DNP, FNP-BC
Tina Fletcher, LPN

MEMBERS ABSENT

Julia Worthy, RN, MSN

STAFF PRESENT

Jim Cleghorn, Executive Director
Janet Freeman, RN, BSN, Nursing Consultant – Legal/Discipline
Edye Tillman-Johnson, Nursing Consultant – Legal/Discipline
Alexandra Randall, Complaint/Compliance Analyst
Maximillian Changus, JD, Assistant Attorney General
Kirsten Daughdril, JD, Assistant Attorney General

Barton called the meeting to order at 4:00 p.m. on Thursday, July 6, 2017.

EXECUTIVE SESSION

Shilling moved, Barton seconded and the Committee voted to enter into **Executive Session** in accordance with O.C.G.A. §§ 43-1-2(k); 43-1-19(h), 43-26-5(c) and 43-26-11, to deliberate on applications and enforcement matters and to receive information on applications, investigative reports and pending cases. The motion passed unanimously.

At the conclusion of the Executive Session on Thursday, July 6, 2017 Barton declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

INVESTIGATIVE COMMITTEE CASES

(**LPNI** = Licensed Practical Nurse Investigative Case Number) (**RNI**=Registered Nurse Investigative Case Number)

Fletcher moved to present the following recommendations to the Board.

LPNI170383 – Close the case.

RNI160956 – Send a mitigating letter requesting courses in Professional Accountability and Legal Liability for Nurses, Ethics of Nursing Practice, Disciplinary Actions: What Every Nurse Should Know, Nurse Practice Acts/Jurisprudence and Sharpening Critical Thinking Skills. Refer to the Attorney General’s Office for a private consent order to include a fine of \$500 for continuing education violation.

LPNI170860 – Close the case with a Letter of Concern (Scope of Practice).

LPNI150455 – Refer to the Attorney General’s Office for a public consent order to include a \$500 fine for violation of previous order, a fine of \$150 for unlicensed practice (four (4) months of unlicensed practice), five (5) years probation, quarterly reports (personal, employer, aftercare), work setting restrictions, random quarterly drug screens and must provide correspondence from employer stating they have reviewed the order and are aware of the quarterly report requirement. Fines and correspondence must be received prior to reinstatement.

RNI161081 – Refer to staff for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI170652 – Must submit final disposition within 10 days of adjudication.

RNI160991 – Close with a Letter of Concern for refusal to complete drug screen.

RNI171058 – License by Examination with a Letter of Concern (Criminal).

RNI170477 – Refer for an Investigative Interview related to period of unlicensed practice. Must bring copy of job description.

RNI170141 – Send a mitigating letter requesting courses in Professional Accountability and Legal Liability for Nurses; Disciplinary Actions, What Every Nurse Should Know and Ethics of Nursing Practice.

RNI171105 – Refer to staff for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI170897 – Close the case. Refer to the Attorney General's Office for a fine of \$500 for continuing education violation.

RNI170296 – Close the case with Letter of Concern (Unprofessional Conduct).

RNI171054 – Upon receipt of physician statement indicating that licensee is safe to practice, refer to the Attorney General's Office for a private consent order to include five (5) years monitoring, two (2) years narcotic restriction, quarterly reports (personal, employer, aftercare) Substance Abuse Stipulations, a course in Understanding Substance Use Disorder in Nursing and Naltrexone Statement. Statement must be received within 10 business days or refer for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI170803 – Refer to the Attorney General's Office for an expedited outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI151215 – Staff to request PEth test. Refer to Investigations regarding new complaint. Deny the request to lift narcotic restrictions. May not use therapist. Must propose an acceptable aftercare provider as required by the Board order.

RNI170734 – Upon receipt of the physician statement indicating that licensee is safe to practice, refer to the Attorney General's Office for a public consent order to include five (5) years probation, two (2) years narcotic restrictions, quarterly reports (personal, employer, aftercare, psychotherapy), Substance Abuse Stipulations, Understanding Substance Use Disorder in Nursing, Naltrexone statement, and a fine of \$500 for continuing education violation. Statement must be received within 10 business days or refer for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI170859 – Close the case. Refer to the Attorney General's Office for a private consent order to include a fine of \$500 for a continuing education violation.

RNI171052 – Refer to the Attorney General's Office for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

LPNI170044 – Send correspondence noting the documentation submitted is not a mental physical examination and provide missing items. Attorney General's Office is to proceed with a voluntary surrender or an indefinite suspension.

LPNI170259 – Deny the 2019 renewal. Table pending resolution of criminal case.

RNI170441 – Refer to the Attorney General's Office for a six (6) month suspension, may petition to lift with an outpatient mental physical examination from a Board approved evaluator to be completed within 30 days of the petition and documentation showing completion of pretrial diversion. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI150926 – Refer to the Attorney General's Office for an outpatient mental physical examination from a Board approved evaluator. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant.

RNI150614 – Refer to the Attorney General's Office for revocation.

RNI170442 – Refer to the Attorney General's Office for a private consent order to include five (5) years monitoring, quarterly reports (self, employer, aftercare), Substance Abuse Stipulations and work restrictions.

RNI161159 – Refer for a peer review. Attempt to obtain standing treatment protocols for this illness. If available, provide to peer reviewer.

Shilling seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned Thursday, July 6, 2017 at 5:03 p.m.


James D. Cleghorn, **Executive Director**